



State of Utah
School & Institutional
Trust Lands Administration

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Director

5/615/0100
incoming
cc Wayne
Task

September 16, 2010

Chris Thomsen, Project Engineer
JUB Engineers
249 West Center Street
Orem, UT 84057

RE: ML 51817-MP (Clay), Huntington Cleveland Irrigation Co.
Small Mine Permit Application #S0150100
Upper Pond Borrow Site, Cultural Resources Requirement

Dear Mr. Thomsen:

I am advised by SHPO, thru DOGM, that there are concerns for possible cultural resource sites in the area proposed for your upper pond borrow site upon SITLA lands permitted for Clay resources under ML 51817.

In compliance with the State Antiquities Act and as enabled by the terms and conditions of ML 51817, Lessor hereby requires that Lessee perform a cultural resources survey upon the lands that are proposed for disturbance under the lease. The survey must be performed at Lessee's expense using a qualified archaeological consultant. I am enclosing a list of qualified archaeological consultants. Please submit a copy of the completed cultural resources survey for review by SITLA at your earliest convenience.

No work may commence upon the proposed upper pond borrow site until the site is cleared of cultural resources and a mining permit is issued by DOGM, and a reclamation bond is posted with the State. Thank you for your cooperation.

Sincerely,

John T. Blake
Trust Land Specialist

CC: Wayne Western ✓